

Senate File 2341 - Enrolled

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SENATE FILE 2341

AN ACT

RELATING TO COUNTY PROCESSING OF ORDERS FOR OBSERVATION,
EVALUATION, AND TREATMENT OF PUBLIC PATIENTS AT THE STATE
PSYCHIATRIC HOSPITAL AT THE STATE UNIVERSITY OF IOWA.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

Section 1. Section 225.10, Code 2005, is amended to read
as follows:

225.10 VOLUNTARY PUBLIC PATIENTS.

Persons suffering from mental diseases may be admitted to
~~the state psychiatric hospital~~ as voluntary public patients as
follows: Any physician authorized to practice medicine,
osteopathy, or osteopathic medicine in the state of Iowa may
file information with ~~any district court of the state or with~~
~~any judge thereof the board of supervisors of the person's~~
~~county of residence or the board's designee~~, stating that the
physician has examined the person ~~named therein~~ and finds that
the person is suffering from some abnormal mental condition
that can probably be remedied by observation, treatment, and
hospital care; that the physician believes it would be
appropriate for the person to enter the state psychiatric
hospital for that purpose and that the person is willing to do
so; and that neither the person nor those legally responsible
for the person are able to provide the means for ~~such the~~
observation, ~~treatment~~, and hospital care.

Sec. 2. Section 225.12, Code 2005, is amended to read as
follows:

225.12 VOLUNTARY PUBLIC PATIENT == PHYSICIAN'S REPORT.

A physician filing information under section 225.10 shall
include a written report to the ~~judge~~ county board of
~~supervisors or the board's designee~~, giving ~~such~~ a history of
the case as will be likely to aid in the observation,
treatment, and hospital care of the person named in the
information and describing the ~~same~~ history in detail.

Sec. 3. Section 225.13, Code 2005, is amended to read as
follows:

225.13 FINANCIAL CONDITION.

~~It shall be the duty of the judge to have a thorough~~
~~investigation made by the county attorney of the county of~~
~~residence of the person named in the information regarding The~~
~~county board of supervisors or the board's designee is~~
~~responsible for investigating the financial condition of that~~
a person ~~being admitted to the state psychiatric hospital~~ and
of those legally responsible for the ~~person~~ person's support.

Sec. 4. Section 225.14, Code 2005, is amended by striking
the section and inserting in lieu thereof the following:

225.14 PATIENT COSTS.

If it is determined through the financial condition
investigation made pursuant to section 225.13 that a person is
a committed or voluntary private patient, the person or those
legally responsible for the person's support are liable for
expenses as provided in section 225.22. The costs of a
committed or voluntary public patient shall be paid by the
state as provided in section 225.28.

Sec. 5. Section 225.16, Code 2005, is amended to read as
follows:

225.16 VOLUNTARY PUBLIC PATIENTS == ADMISSION.

~~1. If the judge of the district court, or the clerk of the~~
~~court, as aforesaid, county board of supervisors or the~~
~~board's designee finds from the physician's information which~~
was filed under the provisions of section 225.10, that it
would be appropriate for the person to ~~enter~~ be admitted to
the state psychiatric hospital, and the report of the county
~~attorney board of supervisors or the board's designee made~~
~~pursuant to section 225.13 shows that neither the person nor~~
and those ~~who are~~ legally responsible for the person, are ~~not~~
able to pay the expenses ~~thereof incurred at the hospital~~, or
~~are~~ able to pay only a part of the expenses, the ~~judge or~~
~~clerk~~ person shall be considered to be a voluntary public
~~patient and the board of supervisors shall enter an order~~

3 4 directing direct that the said person shall be sent to the
3 5 state psychiatric hospital at the state ~~University~~ university
3 6 of Iowa for observation, treatment, and hospital care ~~as a~~
3 7 ~~voluntary public patient.~~

3 8 2. When the ~~said~~ patient arrives at the hospital, the
3 9 patient shall ~~receive the same treatment as is provided be~~
3 10 cared for in the same manner as is provided for committed

3 11 public patients in section 225.15.
3 12 Sec. 6. Section 225.17, Code 2005, is amended to read as
3 13 follows:

3 14 225.17 COMMITTED PRIVATE PATIENT == TREATMENT.

3 15 1. If the judge of the district court finds ~~upon the~~
3 16 ~~review and determination made under the provisions of section~~
3 17 ~~225.14 pursuant to section 225.11~~ that the respondent is an
3 18 appropriate subject for placement at the state psychiatric
3 19 hospital, and that the respondent, or those legally
3 20 responsible for the respondent, are able to pay the expenses
3 21 associated with the placement, the judge shall enter an order
3 22 directing that the respondent shall be sent to the state
3 23 psychiatric hospital at the state university of Iowa for
3 24 observation, treatment, and hospital care as a committed
3 25 private patient.

3 26 2. When the respondent arrives at the hospital, the
3 27 respondent shall receive the same treatment as is provided for
3 28 committed public patients in section 225.15, in compliance
3 29 with sections 229.13 to 229.16. However, observation,
3 30 treatment, and hospital care under this section of a
3 31 respondent whose expenses are payable in whole or in part by a
3 32 county shall only be provided as determined through the
3 33 central point of coordination process.

3 34 Sec. 7. Section 225.18, Code 2005, is amended to read as
3 35 follows:

4 1 225.18 ATTENDANTS.

4 2 ~~The court or clerk~~ county board of supervisors or the
4 3 board's designee may appoint a person to accompany the
4 4 committed public patient or the voluntary public patient or
4 5 the committed private patient from the place where the patient
4 6 may be to the state psychiatric hospital ~~of the state~~
4 7 ~~university at Iowa City~~, or to accompany the patient from the
4 8 hospital to a place as may be designated by the ~~court or clerk~~
4 9 county. If a patient is moved pursuant to this section, at
4 10 least one attendant shall be of the same ~~sex~~ gender as the
4 11 patient.

4 12 Sec. 8. Section 225.19, Code 2005, is amended to read as
4 13 follows:

4 14 225.19 COMPENSATION FOR ATTENDANT.

4 15 ~~Any person~~ An individual appointed by the ~~court or judge or~~
4 16 ~~clerk~~ county board of supervisors or the board's designee to
4 17 accompany ~~said~~ a person to or from the hospital or to make an
4 18 investigation and report on any question involved in the
4 19 ~~complaint, other than the physician making the examination,~~
4 20 matter shall receive the sum of three dollars per day for the
4 21 time actually spent in making ~~such the~~ investigation (~~except~~
4 22 ~~in cases where the person appointed therefor receives a fixed~~
4 23 ~~salary or compensation~~) and actual necessary expenses incurred
4 24 in making ~~such the~~ investigation or trip. This section does
4 25 not apply to an appointee who receives fixed compensation or a
4 26 salary.

4 27 Sec. 9. Section 225.21, Code 2005, is amended to read as
4 28 follows:

4 29 225.21 VOUCHERS.

4 30 The person making claim to compensation under section
4 31 225.19 shall ~~present to the court or judge an itemized sworn~~
4 32 ~~statement of the claim, and when the claim for compensation~~
4 33 ~~has been approved by the court or judge or clerk, it shall be~~
4 34 ~~filed~~ file the claim in the office of the county auditor ~~and~~
4 35 ~~shall be allowed.~~ The claim is subject to review and approval
5 1 by the board of supervisors or the board's designee.

5 2 Sec. 10. Section 225.23, Code 2005, is amended to read as
5 3 follows:

5 4 225.23 COLLECTION FOR TREATMENT.

5 5 If the bills for ~~such a committed or voluntary private~~
5 6 patient are paid by the state, ~~it shall be the duty of the~~
5 7 state psychiatric hospital to shall file a certified copy of
5 8 the claim ~~which has been so paid,~~ for the bills with the
5 9 auditor of the ~~proper patient's~~ county, who of residence. The
5 10 county of residence shall proceed to collect the same by
5 11 action, if necessary, claim in the name of the state
5 12 psychiatric hospital, and when collected pay the ~~same amount~~
5 13 collected to the director of the department of administrative
5 14 services. The hospital shall also, at the same time, forward

5 15 a duplicate of the ~~account claim~~ to the director of the
5 16 department of administrative services.

5 17 Sec. 11. Section 225.24, Code 2005, is amended to read as
5 18 follows:

5 19 225.24 COLLECTION OF PRELIMINARY EXPENSE.

5 20 Unless ~~said~~ a committed private patient or those legally
5 21 responsible for the ~~patient patient's support~~ offer to ~~make~~
~~5 22 such settlement settle the amount of the claims, it shall also~~
~~5 23 be the duty of the county auditor of the proper person's~~
5 24 county ~~as aforesaid to proceed to of residence shall~~ collect,
5 25 by action if necessary, ~~in the name of the said county,~~ the
5 26 amount of all claims for per diem and expenses that have been
5 27 approved by the ~~said court or judge county board of~~
~~5 28 supervisors or the board's designee and paid by the county~~
~~5 29 treasurer of said county as provided for under the provisions~~
~~5 30 of section 225.21, and when. Any amount collected to pay the~~
~~5 31 same into the shall be credited to the county treasury.~~

5 32 Sec. 12. Section 225.25, Code 2005, is amended to read as
5 33 follows:

5 34 225.25 COMMITMENT OF PRIVATE PATIENT AS PUBLIC.

5 35 If ~~any~~ a patient ~~be admitted is committed~~ to the state
6 1 psychiatric hospital ~~as a private patient and thereafter an~~
~~6 2 order of commitment of the patient as a public patient be made~~
~~6 3 by the court or judge or clerk having jurisdiction thereof~~
6 4 ~~after admission it is determined through an investigation made~~
~~6 5 pursuant to section 225.13 that the person is a public~~
~~6 6 patient,~~ the expense of keeping and maintaining the patient
6 7 from the date of the filing of the information upon which the
6 8 order is made shall be paid by the state.

6 9 Sec. 13. Section 225.30, Code 2005, is amended to read as
6 10 follows:

6 11 225.30 BLANKS == AUDIT.

6 12 The medical faculty of the university of Iowa college of
6 13 medicine shall prepare blanks containing such questions and
6 14 requiring such information as may be necessary and proper to
6 15 be obtained by the physician who examines a person or
6 16 respondent whose referral to the state psychiatric hospital is
6 17 contemplated. A judge may request that a physician who
6 18 examines a respondent as required by section 229.10 complete
6 19 such blanks in duplicate in the course of the examination. A
6 20 physician who proposes to file information under section
6 21 225.10 shall obtain and complete such blanks in duplicate and
6 22 file them with the information. The blanks shall be printed
6 23 by the state and a supply ~~thereof of the blanks shall be sent~~
~~6 24 to the clerk of each district court of the state made~~
~~6 25 available to counties.~~ The director of the department of
6 26 administrative services shall audit, allow, and pay the cost
6 27 of the blanks as other bills for public printing are allowed
6 28 and paid.

6 29 Sec. 14. Section 225.20, Code 2005, is repealed.

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JEFFREY M. LAMBERTI
President of the Senate

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CHRISTOPHER C. RANTS
Speaker of the House

7 6 I hereby certify that this bill originated in the Senate and
7 7 is known as Senate File 2341, Eighty-first General Assembly.

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MICHAEL E. MARSHALL
Secretary of the Senate

7 13 Approved _____, 2006

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THOMAS J. VILSACK
Governor